



94

B1IFW

**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of

Attention: Office of Publications

Hikaru KAGA et al.

Notice of Allowance mailed: May 25, 2004

Confirmation No.: 7049

Group Art Unit: 2861

Application No.: 09/987,410

Examiner: L. NGUYEN

Filed: November 14, 2001

Docket No.: 111009

For: INK JET PRINTER

**COMMUNICATION TO OFFICE OF PUBLICATIONS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

1. A first Notice of Allowance and Fees Due was mailed August 26, 2003. In response, an Amendment After Allowance was filed on October 17, 2003. When the Amendment After Allowance had not been entered, a Request for Continued Examination (RCE) was filed November 25, 2003, requesting entry of the Amendment After Allowance.

2. A new Notice of Allowance and Fees Due was mailed May 25, 2004. The Issue Fee was paid August 18, 2004. To date, Applicants have not yet received the Letters Patent.

3. A check of the Patent Application Information Retrieval (PAIR) system indicates the delay is due to an alleged lack of a Form PTO-892 or Form PTO-1449. One of each form was in the file and was attached to the first Notice of Allowance mailed August 26, 2003. The sole Form PTO-1449 was submitted with the application on November 14, 2001. See Appendix A from the PAIR system indicating an Information Disclosure Statement was so filed.

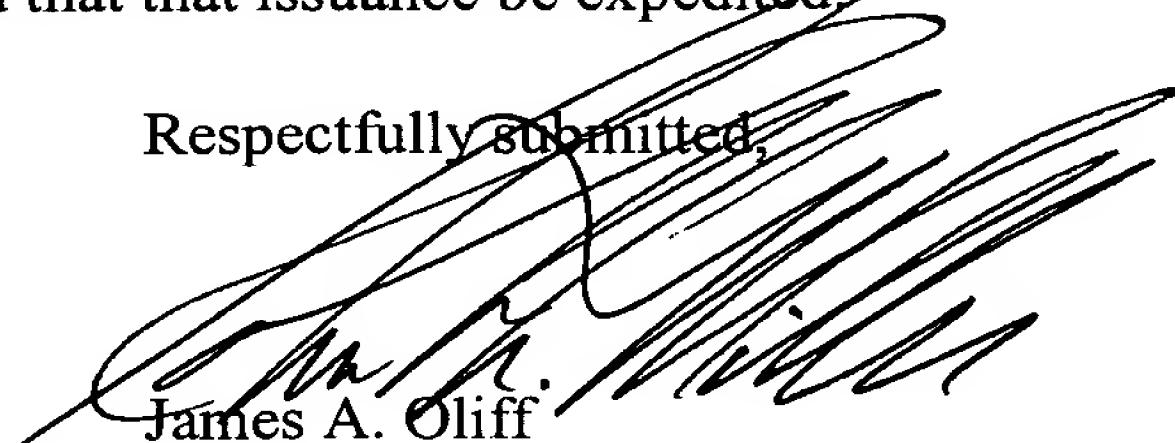
4. Commencing August 5, 2004, and continuing up to July 25, 2005, there have been a series of contract printer queries and Examiner responses (attached Appendices B-D). The communications ultimately resulted in a Communication to Applicants' representatives allegedly containing a list of references cited by Applicants and considered by the Examiner. The Communication states that an IDS, dated March 2, 2005, has been considered. Attached thereto is a Form PTO-1449 that has absolutely nothing to do with the instant application (Appendix E). Applicants have filed nothing in this application since August 18, 2004, the date the Issue Fee was paid and a Fee Address Indication Form was filed.

5. To assist the Office of Publications, attached are the initialed copy of the Form PTO-1449 filed by Applicants on November 14, 2001 (Appendix F) and a copy of the Notice of References Cited, Form PTO-892 accompanying the Notice of Allowance mailed August 26, 2003 (Appendix G).

6. It is respectfully requested that the Office of Publication use the attached Form PTO-1449 (Appendix F) and Notice of References Cited, Form PTO-892 (Appendix G) as the list of references considered in this application and to appear on the face of the Letters

Patent that should issue in due course. As the Issue Fee was paid back on August 18, 2004, almost one year ago, it is respectfully requested that that issuance be expedited.

Respectfully submitted,



James A. Oliff

Registration No. 27,075

Robert A. Miller

Registration No. 32,771

JAO:RAM/kap

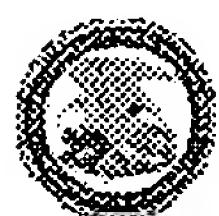
Appendices:

- A. PAIR Transaction History
- B. PAIR Image File Wrapper
- C. Query Control Form (07-05-04)
- D. Query (05-04-05)
- E. Office Communication (07-25-05)
- F. Form PTO-1449
- G. Form PTO-892

Date: August 2, 2005

**OLIFF & BERRIDGE, PLC**  
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09/987,410 INK JET PRINTER

Application Data	Transaction History	Image File Wrapper	Patent Term Adjustments	Foreign Priority	Published Documents	Publication Dates	
	Date	Contents Description					
	07-29-2005	Workflow - Query Request - Finish					
	07-25-2005	Mail Miscellaneous Communication to Applicant					
	07-22-2005	Miscellaneous Communication to Applicant					
	05-05-2005	Workflow - Query Request - Begin					
	03-15-2005	Workflow - Query Request - Finish					
	12-10-2004	Mail Response to 312 Amendment (PTO-271)					
	12-09-2004	Response to Amendment under Rule 312					
	10-17-2003	Amendment after Notice of Allowance (Rule 312)					
	08-19-2004	Workflow - Query Request - Begin					
	08-18-2004	Issue Fee Payment Received					
	07-01-2004	Workflow - File Sent to Contractor					
	05-25-2004	Mail Notice of Allowance					
	05-24-2004	Issue Revision Completed					
	05-24-2004	Notice of Allowance Data Verification Complete					
	05-24-2004	Notice of Allowability					
	04-22-2004	Date Forwarded to Examiner					
	11-25-2003	Request for Continued Examination (RCE)					
	04-22-2004	DISPOSAL FOR A RCE/CPA/129 (express abd)					
	04-20-2004	Mail Response to 312 Amendment (PTO-271)					
	01-12-2004	Response to Amendment under Rule 312					
	10-17-2003	Amendment after Notice of Allowance (Rule 312)					
	11-25-2003	Workflow - Request for RCE - Begin					
	10-02-2003	Receipt into Pubs					
	09-02-2003	Workflow - File Sent to Contractor					
	08-28-2003	Receipt into Pubs					

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08-28-2003	Dispatch to Publications
08-26-2003	<b>Mail Notice of Allowance</b>
08-25-2003	Notice of Allowance Data Verification Complete
08-25-2003	<b>Notice of Allowability</b>
07-10-2003	Case Docketed to Examiner in GAU
12-03-2002	<b>Case Docketed to Examiner in GAU</b>
04-15-2002	Case Docketed to Examiner in GAU
01-11-2002	<b>Case Docketed to Examiner in GAU</b>
11-27-2001	Request for Foreign Priority (Priority Papers Ma
12-11-2001	<b>Case Docketed to Examiner in GAU</b>
11-14-2001	Information Disclosure Statement (IDS) Filed
11-28-2001	<b>Application Dispatched from OIPE</b>
11-28-2001	Correspondence Address Change
11-20-2001	<b>IFW Scan &amp; PACR Auto Security Review</b>
11-14-2001	Initial Exam Team nn

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Document Description

Page C

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Mail Room Date	Document Description	Page C
07-25-2005	<a href="#">Internal Response to Printer Query from TC</a>	
07-25-2005	<a href="#">Miscellaneous Action with SSP</a>	
07-25-2005	<a href="#">List of References cited by applicant and considered by examiner</a>	
07-25-2005	<a href="#">Search information including classification, databases and other search related notes</a>	
05-11-2005	<a href="#">Printer Query form, used by Office of Publications</a>	
03-10-2005	<a href="#">Internal Response to Printer Query from TC</a>	
12-10-2004	<a href="#">Response to Amendment under Rule 312</a>	
08-18-2004	<a href="#">Issue Fee Payment Recorded</a>	
08-05-2004	<a href="#">Printer Query form, used by Office of Publications</a>	
05-25-2004	<a href="#">Notice of Allowance and Fees Due (PTOL-85)</a>	
	<a href="#">Notice of Allowance and Fees Due</a>	

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05-25-2004	<b><u>(PTOL-85)</u></b>
05-25-2004	<u>Issue Information including classification, examiner, name, claim, renumbering, etc.</u>
05-25-2004	<b><u>Index of Claims</u></b>
05-25-2004	<u>Search information including classification, databases and other search related notes</u>
03-03-2004	<b><u>Amendment after Notice of Allowance (Rule 312)</u></b>
03-03-2004	<b><u>Claims</u></b>
03-03-2004	<b><u>Applicant Arguments or Remarks Made in an Amendment</u></b>
11-25-2003	<b><u>Request for Continued Examination (RCE)</u></b>
10-17-2003	<b><u>Amendment after Notice of Allowance (Rule 312)</u></b>
10-17-2003	<b><u>Claims</u></b>
10-17-2003	<b><u>Applicant Arguments or Remarks Made in an Amendment</u></b>
10-17-2003	<b><u>Amendment after Notice of Allowance (Rule 312)</u></b>
10-17-2003	<b><u>Applicant Arguments or Remarks Made in an Amendment</u></b>
11-14-2001	<b><u>Transmittal letter</u></b>
11-14-2001	<b><u>Application Data Sheet</u></b>
11-14-2001	<b><u>Specification</u></b>
11-14-2001	<b><u>Claims</u></b>
11-14-2001	<b><u>Abstract</u></b>
11-14-2001	<b><u>Drawings</u></b>
11-14-2001	<b><u>Oath or Declaration filed</u></b>

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QUERY CONTROL FORM				ATIS USE ONLY	
Application No.	09/087,410	Prepared by	BSH	Tracking Number	05974830
Examiner-GAU	Nguyen-2861	Date	08/05/04	Week Date	07-05-2004
		No. of queries	2	JPN-RU8	

## JACKET

a. Serial No.	f. Foreign Priority	k. Print Claim(s)	p. PTO-1449
b. Applicant(s)	g. Disclaimer	l. Print Fig.	q. PTOL-85b
c. Continuing Data	h. Microfiche Appendix	m. Searched Column	r. Abstract
d. PCT	i. Title	n. PTO-270/328	s. Sheets/Figs
e. Domestic Priority	j. Claims Allowed	o. PTO-892	t. Other

## SPECIFICATION

- a. Page Missing
- b. Text Continuity
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- g. Brief Description
- h. Sequence Listing
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## MESSAGE

① There are NO PTO 892's or PTO-1449's in file.  
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## CLAIMS

- a. Claim(s) Missing
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## RESPONSE

① 892 & 1449 WERE IN PAPER  
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② SEARCH ALSO STATED in PAPER  
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Application:	D9/987,410	Examiner:	Nguyen	GAU:	2861
From:	J. Robbins	Location:	IDC FMF FDC	Date:	5-4-05
		Tracking #:	05974820	Week Date:	7-5-04

DOC CODE	DOC DATE	MISCELLANEOUS
<input checked="" type="checkbox"/> 1449	<u>NONE</u>	<input type="checkbox"/> Continuing Data
<input checked="" type="checkbox"/> IDS	<u>NONE</u>	<input type="checkbox"/> Foreign Priority
<input type="checkbox"/> CLM		<input type="checkbox"/> Document Legibility
<input type="checkbox"/> IIFW		<input type="checkbox"/> Fees
<input checked="" type="checkbox"/> SRFW	5-25-04	<input checked="" type="checkbox"/> Other 892-NONE
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<input type="checkbox"/> 312		
<input type="checkbox"/> SPEC		

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② SRFW (field of search) dated 5-25-04 does not provide any class/subclass information.

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[XRUSH] RESPONSE:

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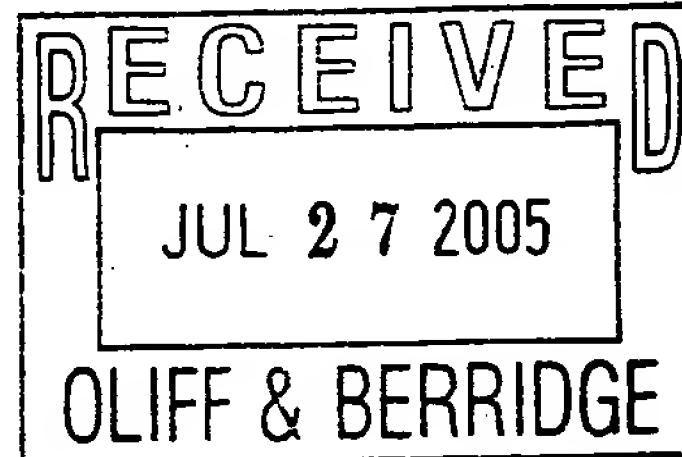
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## APPENDIX E

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/987,410	11/14/2001	Hikaru Kaga	111009	7049
25944	7590	07/25/2005	EXAMINER	NGUYEN, LAMSON D

OLIFF & BERRIDGE, PLC  
P.O. BOX 19928  
ALEXANDRIA, VA 22320



ART UNIT	PAPER NUMBER
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DATE MAILED: 07/25/2005

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ART UNIT      PAPER

20050723

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Commissioner for Patents

IDS dated 03/02/05 has been considered. Please see attached.

LAMSON NGUYEN  
PRIMARY EXAMINER

07/12/05

**Notice of References Cited**

Application/Control No.

09/987,410

Applicant(s)/Patent Under

Reexamination

KAGA ET AL.

Examiner

Lamson D Nguyen

Art Unit

2861

Page 1 of 1

AUG 8 2005

**U.S. PATENT DOCUMENTS**

*	Document Number Country Code-Number-Kind Code	Date MM-YYYY	Name	Classification
A	US-6,290,343	09-2001	Lewis et al.	347/85
B	US-6,478,415	11-2002	Barinaga et al.	347/85
C	US-			
D	US-			
E	US-			
F	US-			
G	US-			
H	US-			
I	US-			
J	US-			
K	US-			
L	US-			
M	US-			

**FOREIGN PATENT DOCUMENTS**

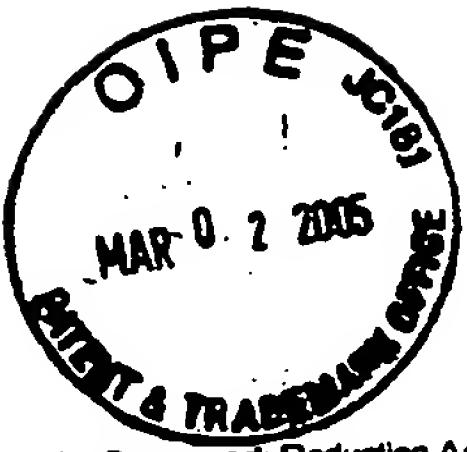
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**Complete if Known**

Application Number	
Filing Date	Herewith
First Named Inventor	Matthew A. Shepherd
Art Unit	
Examiner Name	
Attorney Docket Number	200309528-1

## U. S. PATENT DOCUMENTS

## FOREIGN PATENT DOCUMENTS

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**Form PTO-1449  
(REV. 8-83)**

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ATTY DOCKET NO.  
111009

APPLICATION NO. 100-00000  
New U.S. Patent Application

## INFORMATION DISCLOSURE STATEMENT

(Use several sheets if necessary)

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Form PTO-1449 (REV. 8-83)		US Dept. of Commerce PATENT & TRADEMARK OFFICE	ATTY DOCKET NO. 111009	APPLICATION NO. New U.S. Patent Application C90305/98740	
INFORMATION DISCLOSURE STATEMENT  (Use several sheets if necessary)		APPLICANTS Hikaru KAGA; Seiji SHIMIZU; Tsuyoshi SUZUKI; Katsunori NISHIDA Takamasa USUI			
		FILING DATE November 14, 2001			
U.S. PATENT DOCUMENTS					
EXAMINER & INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS
1	4,463,362	07-31-1984	Thomas		
2	4,575,738	03-11-1986	Sheufelt et al.		
3	5,408,257	04-18-1995	Hiramatsu et al.		
FOREIGN PATENT DOCUMENTS					
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS
4	JP 57-175912 A (w/abstract)	10-29-1982	Japan		
5	JP 59-73953 A (w/abstract)	04-26-1984	Japan		
6	JP 63-44064 B2 (w/extracted trans)	09-02-1988	Japan		
7	JP 2887605 B2 (w/abstract)	02-19-1999	Japan		
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)					
EXAMINER	<i>John S. Johnson</i>			DATE CONSIDERED 8/2/03	
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